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Reg. No. KL/TV/12

KERALA GAZETTE

EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. XXII] Trivandrum, Wednesday, 5th October 1977 / 13th Asvina 1899 [No. 581

GOVERNMENT OF KERALA

Public Works (Transport-B) Department

NOTIFICATION

No. G. O. (P) 162/77/PW. *Dated, Trivandrum, 4th October 1977.*

S. R. O. No. 918/77.—In exercise of the powers conferred by clause (za) of sub-section (2) of section 68 of the Motor Vehicles Act, 1939 (Central Act IV of 1939), the Government of Kerala hereby make the following amendments to the Kerala Motor Vehicles Rules, 1961, the same having been previously published as required by sub-section (1) o fsection 133 of the said Act, namely:—

AMENDMENTS

In the said Rules, in Chapter VI, Part IV C, under the heading, "Special rules applicable to All India Tourist Vehicles" for rules 329-C and 329-D the following rule shall be substituted, namely:—

"329 C I. Grant of permits for Tourist Vehicles for All India Operation.

(i) *Quota of permits for different regions in the State.*—The number of permits specified by the Central Government in respect of this State under sub-section (7) of section 63 of the Act may be allotted by the State Transport Authority for the different regions in the State according to necessity, from time to time.

33/3509/MC

(ii) *Form of application.*—An application for an All India Tourist Permit shall be made, in duplicate, in form "TVPA".

(iii) *Fee for application.*—An application under clause (ii) shall be accompanied by an original receipt for Rs. 100 in the case of an All India Tourist Motor Cab permit and Rs. 200 in the case of an All India Tourist Omnibus permit, obtained from any Regional Transport Office or Government Treasury in the State towards fee for the grant of permit.

(iv) *Security deposit.*—An application under clause (ii) for the grant of a permit in respect of each vehicle shall also be accompanied by a chalan remittance under the head of account "Revenue Deposits" towards the security deposit for such amount as may be specified by the Central Government under sub-section (8) of section 63 of the Act.

(v) *Consideration of application.*—Every application for the grant of a permit, shall be considered by the State Transport Authority in accordance with the procedure laid down in sections 50 and 57 of the Act. The State Transport Authority shall also take into consideration the suitability of the vehicle for tourist purposes, the experience of the applicant in tourist trade, the bona fides of the applicant and the interest of the public generally, as ascertained by such enquiries as may be deemed necessary and also follow the following guide lines:—

(a) Public Sector undertaking of Central/State Government and private tourist car operators who are on the approved list of the department of tourism and who have some foreign exchange earnings at their credit may be given preference over others;

(b) In the case of approved private operators, the number of permits should be limited to the amount of foreign exchange earnings; and

(c) For the allotment of permit for coaches, preference should be given to the owners of air conditioned coaches and the next preference for deluxe coaches:

Provided that if the grant of permit in accordance with the application would have the effect of increasing the number of vehicles having such permits beyond the limit fixed in that behalf by the Central Government, the State Transport Authority shall summarily reject the application.

(vi) *Form of permit.*—The permit granted by the State Transport Authority shall be issued in form "T. V. P." in parts A and B.

(vii) *Issue of permit.*—On receipt of the order sanctioning the permit the grantee shall, within the prescribed period, produce the current records of the vehicle including the certificate of registration, certificate of fitness, certificate of insurance, evidence for payment of tax due under the provisions of the relevant Taxation Act and a certificate from the Registering Authority concerned to the effect that the vehicle in respect of which the permit is to be issued, conforms to the description, requirement regarding the seating capacity, standards of comforts, amenities and other matters which the Central Government may specify from time to time under clause (i) of sub-section (10) of section 63 of the Act.

(viii) *Conditions of permit.*—While issuing the permit, the State Transport Authority may attach such other conditions as may be specified by the Central Government under clause (iii) of sub-section (10) of section 63 of the Act.

II. *Renewal of permit.*—(i) An application for the renewal of the permit shall be made, in duplicate, in form "T. V. P. A."

(ii) *Fee for renewal.*—The fee for renewal of the permit shall be half the fee prescribed under clause (iii) of sub-rule I.

III. *Fares.*—The fares for an All India Tourist Vehicle shall be fixed, from time to time, by the State Transport Authority in accordance with the directions of Government issued under section 43 of the Act.

IV. *Validity of permit issued in other States.*—An All India Tourist permit for country-wide operatio granted in any other State/Union Territory shall be valid in this State, without countersignature:

Provided that there is in force in that other State/Union Territory a rule/rules conforming to or containing substantially the same provisions as in this Rule.

V. *Qualification of driver and conditions to be satisfied.*—The driver of a tourist vehicle shall possess such qualifications and shall satisfy such conditions as may be specified by the Central Government under clause (ii) of sub-section (10) of section 63 of the Act.

FORM T. V. P. A.

[*See* Rule 329 C I (ii) & II (i)]

Application for the grant/renewal of an All India Tourist Permit

To

The State Transport Authority,
Kerala, Trivandrum.

I/We the undersigned apply for the issue/renewal of an All India Tourist Permit.

1. Full name of applicant
2. Name of father or husband (in the case of individual)
3. Full Address
4. Name of District
5. Status of the applicant (whether individual, partnership firm etc.)
6. Details of the vehicle for which All India Permit is sought:
   - (a) Registration mark
   - (b) Make
   - (c) Year of manufacture
   - (d) Date of registration as new
   - (e) Type of body
   - (f) Seating capacity
   - (g) Colour of body
   - (h) Whether air conditioned/ deluxe coach
7. Particulars of permit, if any, held by the applicant in respect of the vehicle for which an All India Tourist Permit is applied for:
   - (a) Number of permit
   - (b) Authority by which issued
   - (c) Validity
   - (d) Area of operation
   - (e) Details of countersignature, if any

8. Particulars of other tourist vehicles owned by the applicant

Regn. Mark	Seating capacity	Permit No.	Validity From	Validity To

(a) Permitted for countrywide operation

(b) Permitted for zonal operation

(c) Permitted for intra-State operation

(d) Permitted for inter-State operation

9. Details of experience on intra-State routes

10. Whether a public sector, undertaking of Central/State Government

11. Whether the applicant is in the approved list of the Department of Tourism (furnish attested copy of certificate) ..

12. Details of foreign exchange earned during the past three years with proof thereof from the concerned authority

13. Any other special claims for All India Tourist Permit ..

14. Details of punishments awarded during the past three years in respect of the vehicles owned by the applicant

15. Particulars of remittance towards fee for the grant/renewal of permit

16. Particulars of remittance towards security deposit

17. I/We hereby declare that the above statement are true and undertake to avail the permit, if granted, in accordance with its terms and conditions and in conformity with the provisions of the Motor Vehicles' Act, 1939 (Act IV of 1939) and the rules made thereunder from time to time.

Signature of applicant.

Note: 1. Append separate sheet if the details are extensive.

2. Strike out, whichever is inapplicable.

FORM "T. V. P."

Permit in respect of particular All India Tourist Vehicle

[*See* Rule 329 C I (vi)]

PART A

(To be kept by the holder)

STATE TRANSPORT AUTHORITY, KERALA

Permit No. T.V.P.

1. Name of holder
2. Name of father/husband (in the case of individual)
3. Address
4. Registration particulars of the vehicle:
   - (a) Registration mark
   - (b) Make
   - (c) Year of manufacture
   - (d) Date of registration as new
   - (e) Type of body
   - (f) Maximum passenger capacity
5. Area for which the permit is valid
6. Period of validity From To
7. Rate of fare per kilometre
8. This permit does not entitle the holder to use the vehicle herein described as a stage carriage or as a public carrier.
9. Conditions other than those specified in items 1 to 8 above and those under sub-section (3) of section 59 and sub-section (10) of section 63 of the Motor Vehicles Act, 1939.

Place: *Secretary,*

Date: *State Transport Authority.*

Renewals

Permit No. T.V.P.

This permit is renewed upto the.....................day of 19..........., subject to the following further conditions.

Place: *Secretary,*

Date: *State Transport Authority.*

FORM "T. V. P."

Permit in respect of particular All India Tourist Vehicle

[*See* Rule 329 C I (vi)]

PART B

(To be carried on the vehicle)

STATE TRANSPORT AUTHORITY, KERALA

Permit No. T.V.P.

1. Name of holder
2. Name of father/husband (in the case of individual)
3. Address
4. Registration particulars of the vehicle:
   (a) Registration mark
   (b) Make
   (c) Year of manufacture
   (d) Date of registration as new
   (e) Type of body
   (f) Maximum passenger capacity
5. Area for which the permit is valid
6. Period of validity From To
7. Rate of fare per kilometre

8. This permit does not entitle the holder to use the vehicle herein described as a stage carriage or as a public carrier.

9. Conditions other than those specified in items 1 to 8 above and those under sub-section (3) of section 59 and sub-section (10) of section 63 of the Motor Vehicles Act, 1939.

Place: *Secretary,*
Date: *State Transport Authority.*

Renewals

Permit No. T.V.P.

This permit is renewed upto the..............day of.......................
19....................subject to the following further conditions.

Place: *Secretary,*
Date: *State Transport Authority.*

By order of the Governor,
N. R. AUGUSTINE,
Joint Secretary to Government.

Explanatory Note

(This is not part of the notification, but is intended to bring out the main purport).

Section 63 of the Act, 1939 was amended by the Motor Vehicle (Amendment) Act, 1969 (Act 56 of 1969), inserting sub-sections (7) to (10), laying down the provision regarding the grant of All India Tourist Permits. Sub-section (7) provides to frame rules for the purpose of carrying into effect the provision contained in the sub-sections, newly inserted.

This amendment is intended to achieve the above object.

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GOVERNMENT OF KERALA

Industries 'F' Department

NOTIFICATION

No. 19812/F3/77-2/ID. *Dated, Trivandrum, 5th September 1977*

S. R. O. No. 919/77.—Under Sub-clause (a) of clause 2 of the Kerala Raw Cashewnuts (Restriction on Transport) Order, 1977, issued in notification No. 19812/F3/77/ID dated the 26th September, 1977 and published as S. R. O. No. 878/77 in the Kerala Gazette Extraordinary dated 26th September, 1977 the Government of Kerala hereby authorise the Special Officer for Cashew Industry, Quilon as the competent authority to grant permits under the said Order.

By order of the Governor,

SARALA GOPALAN,

Additional Secretary to Government.

33/3510/MC.

Explanatory Note

(This does not form part of the Notification, but is intended to indicate its general purport).

Under clause 3 of the Kerala Raw Cashewnuts (Restriction on Transport) Order, 1977, a permit issued by the competent authority is required for the transport of rawnuts from one District to another or to any place outside the State. Government have decided to authorise the Special Officer for Cashew Industry, Quilon to perform the functions of the competent authority. Hence this Notification.

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GOVERNMENT OF KERALA

Public Works (Transport B) Department

WITHDRAWAL NOTIFICATIONS

No. 48489/TB2/77/PW. *Dated, Trivandrum, 3rd October 1977.*

Under sub-section (1) of Section 52 of the Kerala Land Acquisition Act, 1961 (Act 21 of 1962), the Government of Kerala hereby withdraw from the acquisition of land/lands mentioned in the Schedule hereto annexed in respect of which land acquisition proceedings were initiated by the issue of the Notification No.47960/TA1/72/PW. dated 7-12-1972 under Sub-section (1) of Section 3 thereof published at Page 2 of Part I of the Kerala Gazette dated 26-12-1972 and the declaration under Section 6 of the Act published at page 71 of the Kerala Extraordinary Gazette No. 849 dated 20-12-1974 as per Government letter No. 46605/TB2/74/PW dated 20-12-1974.

Explanatory Note

(This is not part of the Notification; but is intended to indicate its general purport).

The 3 (1) Notification in respect of Sy. No.226/6,8, 351/2,6,7, 11,12, and 352/3, 6 and 7 of Alwaye Village was published in the Kerala Gazette dated 26-12-1972 at Page 2 of Part I and the D.D. was published in Kerala Extraordinary Gazette No. 849 dated 20-12-1974 for the area of 0.1054 hectares in Sy. No. 351/2-1, 351/2-3, 351/6-B3, 3517B, 352/6-B3 and 226/8.

Sy. No. 226/6, 351/11, 351/12, 352/3 and 352/7 were not included in the D.D. as the Sy. No. 226/6 was poramboke and the remaining Survey Number out of the alignment.

The Executive Engineer (Doubling), Ernakulum (the requisitioning authority in his letter No. W. 271/DL/ERS. dated 15-3-1977 and the letter No. W. 271/DL/ERS. dated 18-4-1977 has intimated that the land in Sy. No. 226/8 is not required at present and that if the owners of the land in Sy. No. 351/2,6,7 and 352/6 of Alwaye Village have no objection for dropping the acquisition proceedings, the L.A. proceedings may be dropped. Thus it is found that the Survey Numbers included in the D.D. under Section 6 are no longer required to be acquired. Hence the withdrawal notification in respect of the land involved in the D.D. published is prepared.

പിൻവാങ്ങൽ പരസ്യം

1961-ലെ കേരള സ്ഥലമെടുപ്പ് ആക്റ്റ് (1962-ലെ 21-ാം ആക്റ്റ്) 52-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പുപ്രകാരം കേരളാഗവൺമെന്റ് ഇതോടു ചേർത്തിട്ടുള്ള പട്ടികയിൽ പറഞ്ഞിട്ടുള്ള 26-12-1972-ാം തീയതിയിലെ കേരളാ ഗസററിൽ 1-ാം ഭാഗത്ത് 2-ാം പേജിൽ പ്രസിദ്ധപ്പെടുത്തിയ പ്രസ്തുത ആക്റ്റ് 3-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരമുള്ള 7-12-1972-ാം തീയതിയിലെ 47960/റിഎ1/72 പി. ഡബ്ലിയു-നമ്പർ പരസ്യം പുറപ്പെടുവിച്ചുകൊണ്ട് സ്ഥലമെടുപ്പ് നടപടികൾ ആരംഭിച്ചിട്ടുള്ളതും 20.12.1974-ാം തീയതിയിലെ 849-ാം നമ്പർ അസാധാരണ ഗസററിൽ 71-ാം പേജിൽ പ്രസ്തുത ആക്റ്റ് 6-ാം വകുപ്പ് പ്രകാരമുള്ള പ്രഖ്യാപനം പ്രസിദ്ധപ്പെടുത്തിയിട്ടുള്ളതുമായ സ്ഥലം വിലയ്ക്കെടുക്കുന്നതിൽ നിന്നും ഇതിനാൽ പിൻവാങ്ങുന്നു.

വിശദീകരണം

(ഇത് പരസ്യത്തിന്റെ ഭാഗമല്ല; എന്നാൽ പൊതുഉദ്ദേശം സൂചിപ്പിക്കുന്നതിന് ഉദ്ദേശിച്ചുകൊണ്ടുള്ളതാണ്.)

എറണാകുളം ജില്ലയിൽ ആലുവാ താലൂക്കിൽ ആലുവാ വില്ലേജിൽ 226/6, 8, 351/2, 6, 7, 11, 12, 352/3, 6, 7-എന്നീ സർവ്വേ നമ്പറുകൾ ഉൾപ്പെടുത്തിക്കൊണ്ട് പ്രസ്തുത ആക്റ്റ് 3-ാം വകുപ്പ് (1)-ാം ഉപവകുപ്പു പ്രകാരമുള്ള പരസ്യം 26-12-1972-ാം തീയതിയിലെ കേരളാ ഗസററിൽ I-ാം ഭാഗം 2-ാം പേജിൽ പ്രസിദ്ധപ്പെടുത്തിയിരുന്നതും, സർവ്വേ 351/2-1, 351/2-3, 351/6-ബി3, 351/7-ബി, 352/6ബി-3, 226/8 എന്നീ നമ്പറുകളിൽപ്പെട്ട 0.1054 ഹെക്ററർ സ്ഥലം ഉൾക്കൊള്ളിച്ചുകൊണ്ട് പ്രസ്തുത ആക്റ്റ് 6-ാം വകുപ്പുപ്രകാരമുള്ള പ്രഖ്യാപനം 20-12-1974-ാം തീയതിയിലെ 849-ാം നമ്പർ കേരളാ അസാധാരണ ഗസററിൽ 71-ാം പേജിൽ പ്രസിദ്ധപ്പെടുത്തിയിരുന്നതും ആകുന്നു. 226/6, 351/11, 351/12, 352/3, 352/7 എന്നീ സർവ്വേനമ്പരുകൾ അലൈൻമെന്റിനു പുറത്തായിരുന്നതിനാലും സർവ്വേനമ്പർ 226-6 പുറമ്പോക്കു ആയിരുന്നതിനാലും പ്രസ്തുത ആക്റ്റ് 6-ാം വകുപ്പുപ്രകാരമുള്ള പ്രഖ്യാപനത്തിൽ ഉൾപ്പെടുത്താതിരുന്നതും ആകുന്നു.

എറണാകുളം റെയിൽവേ (ഡബ്ളിംഗ്) എക്സിക്യൂട്ടീവ് എൻജിനീയറുടെ 15-3-1977, 18-4-1977 എന്നീ തീയതികളിലെ ഡബ്ല്യു. 271/ഡി.എൽ/ഇ.ആർ.എസ്. നമ്പർ ലെററർ പ്രകാരം സർവ്വേ 226/8-ൽപ്പെട്ട

സ്ഥലം ഇപ്പോൾ ആവശ്യമില്ലായെന്നും, 351/2, 6, 7, 352/6 എന്നീ സർവ്വേ നമ്പരിൽപ്പെട്ട സ്ഥലത്തിന്റെ പൊന്നുംവില നടപടിയിൽ നിന്നും നിറുത്തിവയ്ക്കുന്നതിൽ സ്ഥലം ഉടമകൾക്ക് ആക്ഷേപം ഇല്ലാത്തപക്ഷം പൊന്നുംവില നടപടികൾ പിൻവലിക്കാവുന്നതാണെന്നും അറിയിച്ചിരിക്കുന്നതിനാൽ പ്രസ്തുത ആക്റ്റ് 6-ാം വകുപ്പു പ്രകാരം പ്രസിദ്ധപ്പെടുത്തിയിരുന്ന പ്രഖ്യാപനത്തിൽ ഉൾപ്പെടുത്തിയിരുന്ന എല്ലാ സർവ്വേ നമ്പരുകളും മേലിൽ പൊന്നുംവില നടപടി ആവശ്യമില്ലാത്തതിനാൽ ഈ പിൻവാങ്ങൽ പരസ്യം പ്രസിദ്ധപ്പെടുത്തുന്നു.

SCHEDULE

District.—Ernakulam. *Taluk.*—Alwaye.

Village.—Alwaye.

Sl. No.	*Survey No.*	*Description*	*Extent in hectares*
1.	351/2-1	Wet	0.01 98
2.	351/2-3	,,	0.02 50
3.	351/6-B3	,,	0.01 08
4.	351/7-B	,,	0.01 62
5.	352/6-B3	,,	0.02 55
6.	226/8	Dry	0.00 81
		Total	0.10 54

By order of the Governor.

N. R. AUGUSTINE,
Joint Secretary to Government.

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GOVERNMENT OF KERALA

Labour (A) Department

ORDER

G. O. Rt. No. 1184/77/LBR. *Dated, Trivandrum, 5th October 1977.*

S. R. O. No. 920/77.—Whereas an Industrial Dispute existing between the Merchants represented by 1. The Secretary, Calicut Food Grains and Provision Merchants Association, Calicut-1. 2. The General Secretary. The Malabar Produce Merchants Association, M. P. M. A. Building, Calicut-1. 3. Secretary, Railway Goods Forwarding & Clearing Employees Union, Goodshed, Calicut and the workmen of the above employers represented by:

1. The Secretary, National Goodshed Workers Union (INTUC), Calicut.
2. The Secretary, National Trolly Thozhilali Union (INTUC), Kuttichira, Calicut-1.
3. The Secretary, Kozhikode Taluk Kayattirakku Thozhilali Union, Palayam Road, Calicut-2.
4. The Secretary, Swathanthra Kaivandy & Trolly Thozhilali Union, Calicut-1.
5. The Secretary, Goodshed Swathanthra Thozhilali Union, M. A. Road, Calicut has been referred to the Industrial Tribunal, Calicut for adjudication as per G. O. (Rt) 1168/77/ LBR. dated 1-10-1977.

33/3519/MC.

And whereas the strike started by the workmen on 19-9-1977 in connection with the above dispute is still continuing.

Now, therefore in exercise of the powers conferred by sub-section (3) of section 10 of the Industrial Disputes Act (Central Act No. XIV of 1947) the Government of Kerala hereby prohibit the continuance of the said strike in connection with the said dispute.

By order of the Governor,

J. S. BADHAN,

Secretary to Government.

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